



# MUNICIPALITY OF **West Elgin**

## **The Corporation Of The Municipality Of West Elgin**

### **By-Law No. 2021-04**

**Being a By-Law to Amend By-law 2018-43, as amended being a By-Law to establish rules of procedure fore the meetings of Council, Council Committees and Boards of The Corporation of the Municipality of West Elgin**

**Whereas** Section 5(3) of the *Municipal Act, S.O. 2001*, as amended provides that the powers of the municipality shall be exercised by by-law; and

**Whereas** Section 238(2) of the *Municipal Act, S. O. 2001*, Chapter 25 as amended provides that every Council shall adopt a Procedural By-Law for governing the calling, place and proceedings of meetings; and

**Whereas** Section 238(3.1) of the *Municipal Act, S. O. 2001*, Chapter 25 as amended provides that the applicable procedure by-law may provide for that a member of council, of a local board or of a committee of either of them, can participate electronically in a meeting to the extent and in the manner set out in the procedural by-law; and

**Whereas** it is deemed expedient that By-Law 2018-43 be amended;

**Now therefore** the Council of the Municipality of West Elgin enacts as follows:

1. That Section 2.1 Definitions is amended by adding the following:

“Electronic Participation” shall mean through a computer or telephone platform.

2. That Section 4.2 Regular Meetings is amended as follows:

#### 4.2.1. Location

Meetings of Council shall be held in the Council Chambers in the Municipal Building located at 22413 Hoskins Line, Rodney, unless otherwise decided by Resolution of Council. Attendance at Council Meetings may be by electronic participation.

4.2.5 Procedure for electronic participation is as follows:

The Chair shall read off each item on the agenda and canvas each member if they wish to speak on this item.

The Chair shall read the recommendation and call for a mover. The mover shall state his or her name and position.

The Chair shall call for a seconder for the recommendation. The seconder shall state his or her name and position.

The Chair shall canvas each member on their vote of ayes or nays.

The Chair may choose to call for a recorded vote during an electronic participation meeting, if in the opinion of the Chair technical difficulties have arisen and they are unable to count the votes by a simple show of hands.

3. That Section 4.3 Special Meetings is amended as follows:

4.3.5 As per Section 238 (3.1) of the *Municipal Act, S.O. 2001*, members of Council are permitted to attend a Special meeting of Council through electronic means and still be counted towards quorum.

4.3.6 Procedure for electronic participation is as follows:

The Chair shall read off each item on the agenda and canvas each member if they wish to speak on this item.

The Chair shall read the recommendation and call for a mover. The mover shall state his or her name and position.

The Chair shall call for a seconder for the recommendation. The seconder shall state his or her name and position.

The Chair shall canvas each member on their vote of ayes or nays.

The Chair may choose to call for a recorded vote during an electronic participation meeting, if in the opinion of the Chair technical difficulties have arisen and they are unable to count the votes by a simple show of hands.

4. That Section 4.5 Closed Session is amended as follows:

4.5.8 As per Section 238 (3.1) of the *Municipal Act, S.O. 2001*, members of Council are permitted to attend a Closed Session of Council through electronic participation and still be counted towards quorum.

5. That all references of "CAO/Clerk" shall be replaced with "Clerk"

6. This by-law shall come into force and effect on January 28, 2021.

Read a first, second, and third time and finally passed this 28<sup>th</sup> day of January, 2021.

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Duncan McPhail  
Mayor

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Jana Nethercott  
Clerk